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OFFICE OF THE SECRETARY
FEDERAL MARITIME COMM

The Grand Alliance Agreement II
FMC Agreement No. 011602-013
(3rd Edition)

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include records, statistics, studies, compilations, projections, costs, cargo carryings, marketing and market share information, statistical data, and documents of any kind or nature, whether prepared by a party or parties, or obtained from outside sources relating to matters authorized by this Article 5. The parties are also authorized to agree upon confidentiality requirements.

H. Administration. The parties are authorized to establish such committees, as they deem necessary, to consider, review, make, and implement administrative, operational and policy decisions relating to matters within the scope of this AGREEMENT, or to establish and maintain one or more joint coordination centers to perform such functions, including, but not limited to, scheduling, allocating space, forecasting, terminal operations, equipment and intermodal activities, cargo acceptance policy, hazardous cargo procedures, and stowage planning.

I. Intentionally Left Blank.

J. Exclusivity. Except as otherwise provided herein, as may be agreed by the Parties under the G6 Alliance Agreement (FMC Agreement No. 012194), or as the parties may otherwise agree, no party shall engage in space chartering or other rationalization of vessels or ocean terminals with any non-party VOCC in the Trade; provided, however, that if a party desires to develop further services in the Trade it may do so on the condition that it offers all the other parties the right of first refusal and an opportunity of participation on terms as set out herein. In the event the other parties do not exercise their right of first refusal, the party wishing to introduce a new service may do so, seeking possible third party cooperation to operate the new service. Except as otherwise agreed, any party that operates an existing service that covers all or

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part of the Trade at the time this AGREEMENT becomes effective may continue to do so